

REMARKS

Applicants acknowledge with appreciation receipt of the Notice of Allowance received for the present case and having a due date of December 16, 2007. As of the date of this filing the Issue Fee has not been paid.

Under separate cover, a "Response to Notice of Drawing Inconsistency" is being filed which references the "Brief Description" and specification text revisions being made in this Amendment. These drawing related specification changes include the deletion of the reference to Figure 173 made on page 176 of the specification, which figure was not included in the original drawing set, in favor of the added brief description references to Figures 171 and 171A. As the reference to Figure 173 was superfluous in the original specification and the inclusion of the brief description references to Figures 171 and 171A is supported by the original disclosure, there is not considered to have been introduced any new matter.

Further, in a review of Applicant's file, it does not appear that an initialed PTO-1449 has been received back for Applicant's August 10, 2004 Information Disclosure Statement for which a stamped copy of the same is enclosed for reference and as a source for the Examiner's providing of an initialed PTO 1449 citation form to Applicants confirming the earlier review of the cited references.

Also, in the Examiner's Statement of Reasons for Allowance, there is indicated:

"In particular, the prior art of record fails to disclose the claimed common factors in all the independent claims (1, 45, 46 and 47), which is that a foam in bag dispenser system comprising a feeding device to feed web through a foam dispenser (Fig. 14B; via dispenser 192), while the opposing, interior web surfaces slide in contact along a planar front and back side walls of the housing of the dispenser, and the interior web surfaces are spaced apart, as been disclosed in (Fig. 14B)."

It is respectfully submitted that while claims 1 and 45 include the term "planar", claim 46 describes smooth front and back control surfaces while claim 47 describes a smooth surface region. Thus, at least relative to claims 46 and 47, the Examiner's Statement is submitted to not be fully consistent with the allowed claims. If this clarifying indication by the Applicants is considered in error, Applicants request to be informed of the same.


The foregoing specification amendments concerning the provisional priority application is being made to consolidate the priority designations contained in the "Cross-Reference to Related Applications" tables appearing on the first page of the application and extending to the second page of the application. As these revisions are directed at formality purposes (consolidation of information presented in the tables filed with the original application), entry is respectfully requested.

Also, if any fees are due in connection with the filing of this Amendment, such as fees under 37 C.F.R. §1.16 or 1.17, please charge the fees to Deposit Account 02-4300; Order No. 034017R010.

Respectfully submitted,

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